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8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**

10 UNITED STATES OF AMERICA *ex rel.* STF,
11 LLC, an organization; STATE OF
CALIFORNIA; *ex rel.* STF, LLC, an
12 organization,

13 Plaintiffs,

14 v.

15 VIBRANT AMERICA, LLC, a Delaware
limited liability company,

16 Defendants.
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Case No. 3:16-cv-02487-JCS

**JOINT UPDATED CASE MANAGEMENT
CONFERENCE STATEMENT**

Date: April 23, 2021

Time: 2:00 p.m.

Judge: Hon. Joseph C. Spero

JOINT UPDATED CASE MANAGEMENT CONFERENCE STATEMENT

Relator STF, LLC (“Relator”), and Vibrant America, LLC (“Vibrant” or “Defendant”), submit this Joint Updated Case Management Conference Statement.

1. **Discovery:** Both Parties have issued and responded to extensive document requests and begun rolling productions of documents, and Vibrant has issued two sets of interrogatory requests to which Relator has responded to the first and the deadline to respond to the second set of interrogatory requests is April 29, 2021. The Parties continue to meet and confer regarding appropriate custodians and keywords for document searches.

Relator has taken a Rule 30(b)(6) deposition on data and systems. A second Rule 30(b)(6) deposition of Vibrant is set for April 27, 2021.

The Parties have also issued document subpoenas to several third parties.

2. **ADR:** The Parties held a mediation with Martin Quinn, of JAMS, on March 22, 2021. The Parties did not reach a resolution.

3. **Other Issues:** The Parties are diligently working through discovery issues, and are optimistic that discovery can be completed on the current schedule (the fact discovery cut-off is July 30, 2021). However, given continued uncertainties with the pandemic, as well as the parties’ focus on mediation through the date of the mediation on March 22, 2021, the Parties have discussed the potential that a modest extension of the fact discovery period may be necessary.

Dated: April 16, 2021

COTCHETT, PITRE & McCARTHY LLP

By: /s/ Justin T. Berger
JUSTIN T. BERGER
BETHANY M. HILL

Attorneys for Relator

Dated: April 16, 2021

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